

# APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... JUN 16 1975

Returned to applicant for correction.....

Corrected application filed..... JUL 1 1975

Map filed..... JUL 1 1975

The applicant..... INDUSTRIAL MINERAL VENTURES, INC.

c/o Earl M. Hill, Chartered....., of P. O. Box 2790, Reno,  
Street and No. or P.O. Box No. City or Town

Nevada 89505....., hereby makeS application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-  
tion; if a copartnership or association, give names of members.) incorporated in Delaware,  
December 5, 1972.

1. The source of the proposed appropriation is..... underground  
Name of stream, lake or other source.

2. The amount of water applied for is..... 1.0..... second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet

3. The water to be used for..... milling, mining and domestic purposes  
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: SW 1/4 NW 1/4 Sec. 28, T. 17S.,

R. 49E., M.D.B. & M., at a point from which the W 1/4 corner of said  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
Section 28 bears S. 63° 45' W., a distance of 1115 feet.  
it should be stated.

6. Place of use. Sec. 29, and the W 1/4 NW 1/4 Sec. 28, T. 17S., R. 49E.,  
Describe by legal subdivision, if on unsurveyed land it should be so stated.

M.D.B. & M.

7. Use will begin about..... January 1st..... and end about..... December 31st....., of each year.  
Day and Month Day and Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Drilled and cased well, gravel pack,  
pump and electric motor, underground pipe conveying water to the  
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.  
various places of use.

9. Estimated cost of works.....\$2,500
10. Estimated time required to construct works.....2 years
11. Estimated time required to complete the application to beneficial use.....3 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The water is to be used in conjunction with milling and refining operation of various mineral products mined by Applicant. The water will also be used for domestic purposes, should laboratory tests by the State Department of Health prove satisfactory.

Applicant.....INDUSTRIAL MINERAL VENTURES, INC.  
P. O. Box 237  
Lathrop Wells, Nevada

By s/ Ross E. de Lipkau  
Ross E. de Lipkau, Agent  
P. O. Box 2790

Compared.....bs/ns lk/jw

Reno, Nevada 89505

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water granted herein at any and all times.

This permit is issued subject to the final determination of litigation pending in the United States District Court for the District of Nevada styled United States of America vs. Francis Leo Cappaert, et al., Civil - LV 1687.

The total combined duty of water under this permit and Permits 29452 and 27812 shall not exceed 280 million gallons annually.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second but not to exceed

235.9 million gallons annually.

Actual construction work shall begin on or before.....April 9, 1976

Proof of commencement of work shall be filed before.....May 9, 1976

Work must be prosecuted with reasonable diligence and be completed on or before.....April 9, 1977

Proof of completion of work shall be filed before.....May 9, 1977

Application of water to beneficial use shall be made on or before.....April 9, 1980

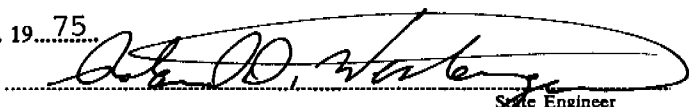
Proof of the application of water to beneficial use shall be filed on or before.....May 9, 1980

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....APR 12 1976  
Completion of work filed.....APR 12 1976  
Proof of beneficial use filed.....MAY 15 1981  
Cultural map filed.....  
Certificate No. 9944 Issued APR 08 1982  
Recorded.....Bk.....Page.....  
.....County Recorder

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 9th day of October

A.D. 1975

  
State Engineer